

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re: RED ROCK SERVICES CO., LLC, : Case No. 07-21572REF
Debtor : Chapter 7

ROBERT H. HOLBER, Chapter 7 :
Trustee of RED ROCK SERVICES :
CO., LLC, :
Plaintiff :
v. : Adv. No. 09-2112
SUFFOLK CONSTRUCTION :
COMPANY, INC., :
Defendant :

ORDER

AND NOW, this 15 day of March, 2013, upon the findings of fact, the conclusions of law, and the analysis of both in the accompanying Memorandum Opinion entered of even date herewith,

IT IS HEREBY ORDERED that Plaintiff, Trustee's Motion To Amend Order Under Fed R. Bankr. Proc. 9024 is GRANTED.

IT IS FURTHER ORDERED that Defendant, Suffolk's Cross Motion To Amend Memorandum and Order is DENIED.

IT IS FURTHER ORDERED that Plaintiff, Trustee's damages for Defendant, Suffolk's breach of the Silo Point subcontract are HEREBY increased by \$135,452.

IT IS FURTHER ORDERED that JUDGMENT IS HEREBY ENTERED IN FAVOR OF PLAINTIFF, TRUSTEE, AND AGAINST DEFENDANT, SUFFOLK, in the amount of \$1,292,361.46 on the Silo Point subcontract.

IT IS FURTHER ORDERED THAT DEFENDANT, SUFFOLK, may offset the \$852,201.83 it is owed by Plaintiff, Trustee against the \$1,292,361.46 it owes to Plaintiff, Trustee, resulting in a net recovery of \$440,159.63 in favor of Plaintiff, Trustee.

BY THE COURT

A handwritten signature in black ink, appearing to read 'R. E. Fehling', written over a horizontal line.

RICHARD E. FEHLING

United States Bankruptcy Judge